5621279/2022/VIG-V-REV01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Allegation of corruption against Sri Shaik Dada, Revenue Inspector (Retd.), O/o. the Tahsildar, Kandukur, Prakasam District - Trapped on 09.07.2014 - Sanction accorded to prosecute the Accused Officer in a Court of Law - Charge sheet filed - Accused Officer acquitted on 23.07.2018 in CC No. 32/2016 by the trail Court- Appeal filed in Hon'ble High Court of A.P. - Regularization of suspension period as 'not on duty' - Orders - Issued.

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REVENUE (VIGILANCE -V) DEPARTMENT

G.O.Rt.No.167 **Dated:11/03/2022**

Read the following:-

1. Final report of the D.G., ACB, Lr.Rc.No.161/RCT-NPK/2014, Dt:25.04.2016
2. G.O.Ms.No.265, Revenue (Vigilance.III.1) Department, Dt:22.06.2016.
3. Judgment dated:23.07.2018 of the Special Judge for SPE & ACB Cases, Nellore.
4. From the D.G, ACB, Vijayawada, Lr.No.161/RCT-NPK/2014, dt:10.10.2018.
5. Govt.Memo.21894/Vig.III.(1)/2014, Rev. (Vig.III) Dept, Dt: 25/10/2018.
6. Memo.No.21894/Vig.III(1)/2014-Vig.III Dt:03.06.2019.
7. CCLA Lr.No.VSI(4)/237/2014 Dt:24.02.2022.

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ORDER:

Whereas, it was brought to the notice of the Government that Sri Shaik Dada, Mandal Revenue Inspector (Retd.), O/o the Tahsildar, Kandukur Mandal, Prakasam District was trapped by the Anti Corruption Bureau officials on 09.07.2014 while accepting bribe of Rs.5,000/- from the complainant for doing official favour. In the reference 1st read above, the Director General, Anti Corruption Bureau has submitted the final report and recommended for prosecution of AO. After careful examination of the final report of the bureau, Government have issued prosecution orders against AO Sri Shaik Dada, Mandal Revenue Inspector (Retd.), O/o the Tahsildar, Kandukur Mandal, Prakasam District vide the reference 2nd read above.

2. And whereas, in the reference 4th read above, the Director General, Anti Corruption Bureau, has informed that the Special Judge for SPE and ACB Cases, Nellore pronounced Judgment on 23.07.2018 in C.C.No.32/2016 finding the AO Sri Shaik Dada, Mandal Revenue Inspector (Retd.), O/o the Tahsildar, Kandukur Mandal, Prakasam District not guilty of the charge framed and hence acquitted. The Bureau is of the opinion that it is a fit case to file an appeal in the Hon'ble High Court A.P. against the acquittal judgment in C.C.No.32/2016 on the file of the Spl. Judge for SPE and A.C.B. Cases, Nellore and requested the Government to accord permission to file appeal in the High Court.

3. Government after examination of the matter, accorded permission to the D.G., ACB to file an Appeal in the Hon'ble High Court of A.P. against the acquittal judgment in C.C.No.32/2016 of the Spl. Judge for SPE and A.C.B. Cases, Nellore vide the reference 5th read above. The case is still pending.

4. In the reference 6th read above Government have issued orders for payment of retirement benefits to the individual.

5. While the matter stood thus, Sri Shaik Dada, Mandal Revenue Inspector (Retd.), O/o the Tahsildar, Kandukur Mandal, Prakasam District has filed W.P. No.3768 of 2020 before the High Court with a request to regularize his suspension period from 09.07.2014 to 26.04.2016.

6. In the reference 7th read above CCLA has forwarded proposal of the Collector, Prakasam for regularisation of suspension period from 09.07.2014 to 26.04.2016 pertaining to Sri Shaik Dada, Mandal Revenue Inspector (Retd.), O/o the Tahsildar, Kandukur Mandal, Prakasam District.

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7. Government after careful examination of the entire matter, and keeping in view the appeal filed before the Hon'ble High Court of Andhra Pradesh against the acquittal orders of the Special Judge for SPE & ACB Cases, Nellore, it is decided to treat the suspension period as "Not on Duty" under F.R.54 B (5) & (7).

8. Accordingly, Government hereby order regularisation of the suspension period i.e., from 09.07.2014 to 26.04.2016 arose due to the present trap case as a period spent 'Not on Duty' in terms of the Rule-54 B (5) & (7) of Fundamental Rules pertaining to Sri Shaik Dada, Mandal Revenue Inspector (Retd.), O/o the Tahsildar, Kandukur Mandal, Prakasam District.

9. The Chief Commissioner of Land Administration, A.P., Vijayawada and Collector, Prakasam shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration, A.P., Vijayawada.
The Collector & District Magistrate, Prakasam.
Sri Shaik Dada, Revenue Inspector (Retd.), O/o. the Tahsildar, Kandukur, Prakasam District through the Collector & District Magistrate, Prakasam.

Copy to:
The Director General, Anti Corruption Bureau, A.P., Vijayawada.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER